09-50026-mg Doc 14434-6 Filed 02/22/19 Entered 02/22/19 21:15:28 Exhibit 6 - Transcript of Status Conference Regarding Late Claims Motion dated J Pg 1 of 5

Exhibit 6

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

Case No. 09-50026-mg

IN RE: Chapter 11

MOTORS LIQUIDATION COMPANY, . (Jointly administered)

et al., f/k/a GENERAL

MOTORS CORP., et al,

. One Bowling Green New York, NY 10004

Debtors.

Thursday, January 12, 2017

.... 9:30 a.m.

TRANSCRIPT OF (CC: DOC# 13802, 13813, 13819, 13820, 13822) STATUS CONFERENCE REGARDING LATE CLAIMS MOTION; (CC: DOC. NO. 13806) STATUS CONFERENCE RE: MOTION FOR AN ORDER GRANTING AUTHORITY TO FILE LATE CLASS PROOFS OF CLAIM FILED BY EDWARD S. WEISFELNER ON BEHALF OF DESIGNATED COUNSEL FOR THE IGNITION SWITCH PLAINTIFFS & CERTAIN NON-IGNITION SWITCH PLAINTIFFS; (CC: DOC# 13807) OMNIBUS MOTION TO ALLOW CLAIMS, FILE LATE PROOFS OF CLAIM FOR PERSONAL INJURIES AND WRONGFUL DEATHS

BEFORE THE HONORABLE MARTIN GLENN UNITED STATES BANKRUPTCY COURT JUDGE

APPEARANCES:

For the Debtor: King & Spalding LLP

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plaintiffs:

plaintiffs and certain By: EDWARD S. WEISFELNER, ESO.

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us in advance they would otherwise want from not just our class representatives, but frankly, virtually every state representative plaintiff, every named plaintiff they could find in the MDL. Loads of document and deposition testimony is what they wanted. Our view is, let it happen in the MDL --

THE COURT: These are economic loss plaintiffs?

MR. WEISFELNER: Yes, sir. And Mr. Weintraub will speak for accident plaintiffs, but a similar situation evolves there. Again, there are certain cases that are being prioritized by Judge Furman, and we think those ought to move forward before anyone contemplates discovery, before -- within the context of this bankruptcy case, we think it'll be duplicative and potentially in violation of orders that Judge Furman has put in place. Beyond that, I will tell you that there are additional reasons, in our view, for a 90-day extension.

THE COURT: Are the depositions of the putative class representatives, are those going to occur in the next 90 days?

MR. WEISFELNER: Yes. Beyond that, Your Honor, Judge

Furman is currently in the process of adjudicating motions for,

I think a summary judgment as opposed to motions to dismiss,

motions for summary judgment on the theories behind the

plaintiffs' request to hold New GM liable as the success. And

depending on the resolution of that motion, one could

anticipate that the vim and vigor with which the plaintiffs

prosecute and the adversaries defend the late claims motion may change.

THE COURT: Are those summary judgment motions fully briefed at this point?

MR. WEISFELNER: I think they're in the process of being finalized. We anticipate they'll be fully briefed before the end of January. And, of course, we don't have a schedule for when the judge is going to rule, but if the past is any prologue, we suspect that within this 90-day period, the parties will further be able to assess the nature and value of their respective claims and defenses.

Now, there was a third reason for -- and I hate to characterize it this way, but there is yet a third reason for doing nothing, in our view, for the next 90 days. There was some debate during the meet and confer as to whether or not, putting discovery aside for all the reasons I previously indicated, the parties are to move forward on some briefing schedule to resolve legal issues. And among the legal issues that some folks thought could be advanced was the question of equitable mootness.

Now, Your Honor knows that equitable mootness was part of the threshold issues that Judge Gerber considered and ruled upon, and Your Honor is also aware that that decision went up to the Second Circuit, which ultimately vacated Judge Gerber's ruling on the basis of it being an advisory opinion

<u>CERTIFICATION</u>

I, Alicia Jarrett, court-approved transcriber, hereby certify that the foregoing is a correct transcript from the official electronic sound recording of the proceedings in the above-entitled matter.

ALICIA JARRETT, AAERT NO. 428

DATE: January 13, 2017

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